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Chapter No. 34
19/HR26/A202SG
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HOUSE BILL NO. 1643

Originated in House  Clerk

HOUSE BILL NO. 1643

AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF FUNDING K-12 AND OTHER RELATED EDUCATIONAL ACTIVITIES, INCLUDING CERTAIN AGENCIES AND PROGRAMS, IN THE STATE OF MISSISSIPPI, FOR THE FISCAL YEAR 2020.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. The following sums, or so much of those sums as may be necessary, are appropriated out of any money in the State General Fund not otherwise appropriated, for the purpose of funding K-12 and other related educational activities, including certain agencies and programs, in the State of Mississippi, for the fiscal year beginning July 1, 2019, and ending June 30, 2020, as follows:

(a) To the State Board of Education for the purpose of defraying the expenses of the State Department of Education, and excluding the expenses of the Vocational and Technical Education Division \$ 181,761,535.00.

(b) To the State Board of Education for the purpose of defraying the expenses of the Vocational and Technical Education Division of the State Department of Education \$ 76,610,418.00.

(c) To the State Board of Education for the purpose of paying annual compensation to the Chickasaw Cession counties for sixteenth section lands which they lost through sale by the state, as provided in Section 29-3-137 through 29-3-141, Mississippi Code of 1972 \$ 18,866,383.00.

(d) To the State Board of Education for defraying the expenses of the Mississippi Adequate Education Program..... \$ 1,994,714,811.00.

(e) To the State Board of Education for the purpose of defraying the expenses of the Mississippi School for the Blind and the Mississippi School for the Deaf..... \$ 9,887,066.00.

TOTAL AMOUNT OF STATE GENERAL FUNDS APPROPRIATED

BY THIS SECTION BEING..... \$ 2,281,840,213.00.

SECTION 2. The following sums, or so much of those sums as may be necessary, are appropriated out of any money in any special fund in the State Treasury to the credit of the proper fund or funds of the agencies or programs specified in the following paragraphs for the fiscal year beginning July 1, 2019, and ending June 30, 2020, as follows:

(a) To the State Board of Education for the purpose of defraying the expenses of the State Department of Education,

excluding the expenses of the Vocational and Technical Education
Division \$ 907,562,476.00.

(b) To the State Board of Education for the purpose of
defraying the expenses of the Vocational and Technical Education
Division of the State Department of Education
..... \$ 20,981,914.00.

(c) To the State Board of Education for the purpose of
defraying the expenses of the Mississippi Adequate Education
Program \$ 251,431,187.00.

(d) To the State Board of Education for the purpose of
defraying the expenses of the Mississippi School for the Blind and
the Mississippi School for the Deaf \$ 2,158,848.00.

TOTAL AMOUNT OF SPECIAL FUNDS APPROPRIATED

BY THIS SECTION BEING \$ 1,182,134,425.00.

SECTION 3. Of the funds appropriated in Section 2, One
Hundred Twenty-six Thousand Four Hundred Seventy-two Dollars
(\$126,472.00), or so much of that sum as may be necessary, is
appropriated out of any money in the State Treasury to the credit
of the Health Care Expendable Fund to the State Department of
Education for the purpose of defraying the expenses of the
department for the Mississippi Eye Screening Program for providing
vision safety services.

SECTION 4. Of the funds appropriated in Section 2, the
following sums, or so much of those sums as may be necessary, are
derived out of any money in the State Treasury to the credit of

the Education Enhancement Fund pursuant to Sections 27-65-75 and 27-67-31, Mississippi Code of 1972, as follows:

(a) To the State Department of Education, excluding the expenses of the Vocational and Technical Education Division, for the following purposes:

Literacy Initiative and Assessment	\$	6,333,806.00.
Educable Child	\$	7,000,000.00.
Grants to school districts for capital facilities and buses	\$	16,000,000.00.
Instructional materials	\$	12,000,000.00.
Students with Special Needs	\$	1,800,000.00.
Implementing Performance Based Data Collection and Accreditation Model	\$	274,937.00.
Testing	\$	6,125,670.00.
Mississippi School for Math and Science	\$	125,000.00.
Mississippi School for Fine Arts	\$	125,000.00.
TOTAL	\$	49,784,413.00.

(b) To the State Department of Education to defray the expenses of the Vocational and Technical Education Division

.....	\$	4,937,258.00.
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(c) To the State Department of Education to provide funding for the Mississippi Adequate Education Program

.....	\$	231,431,187.00.
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(d) To the State Board of Education for the purpose of defraying the expenses of the Mississippi School for the Blind and the Mississippi School for the Deaf.....\$ 1,207,037.00.

SECTION 5. Of the funds appropriated in this act, the following positions are authorized for the State Department of Education, excluding the expenses of the Vocational and Technical Education Division:

AUTHORIZED POSITIONS:

Permanent:	Full Time	392
	Part Time	3
Time-Limited:	Full Time	158
	Part Time	0

With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2021 do not exceed Fiscal Year 2020 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2020 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2020 appropriations for "Personal Services" when annualized, with the

exception of escalated funds and the award of benchmarks. If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2020 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

Funds are provided herein for all full-time employees to receive up to a Three Percent (3%) pay increase to the realignment component of the Variable Compensation Plan, excluding head of agencies, board members and commission members.

Any transfers or escalations shall be made in accordance with the terms, conditions and procedures established by law or allowable under the terms set forth within this act. The State Personnel Board shall not escalate positions without written approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

No general funds authorized to be expended herein shall be used to replace federal funds and/or other special funds which are

being used for salaries authorized under the provisions of this act and which are withdrawn and no longer available.

None of the funds herein appropriated shall be used in violation of Internal Revenue Service's Publication 15-A relating to the reporting of income paid to contract employees, as interpreted by the Office of the State Auditor.

SECTION 6. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided in this act shall be utilized in the most efficient and effective manner possible to achieve the intended mission of the State Department of Education, excluding the expenses of the Vocational and Technical Education Division. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

	FY2020
<u>Performance Measures</u>	<u>Target</u>
Special Education	
Special Education teachers (FTE) (Number of)	5,932.00
IEP students not participating in Math	
Assessments (Number of)	1,184.00
IEP students not participating in	
statewide Math Assessments (%)	5.00
IEP students not participating in	
statewide Reading Assessments (Number	

of)	1,163.00
IEP students not participating in	
statewide Reading Assessments (%)	5.00
Students with an IEP graduating with a	
standard diploma (Number of)	1,269.00
Child Nutrition	
Sites compliant with Fresh Fruit and	
Vegetable Program standards (%)	97.00
Sites compliant with the National School	
Lunch Program (%)	97.00
Sites compliant with the School	
Breakfast Program (Number of)	861.00
Compulsory School Attendance	
Statewide Cohort 4-Year Dropout Rate (%)	10.80
General Administration	
Total Dollars Spent on General	
Administration (\$)	26,532,257.00
Total Budget Spent on General	
Administration (%)	18.58
Turnover rate at Central Office (%)	5.36
Graduation & Career Readiness	
Public high school 4-year graduation	
cohort (Number of)	28,500.00
Public high school 4-year cohort	
graduation rate (%)	84.00

Special Schools

Students enrolled annually at MSMS	
(Number of)	248
Amount of scholarship offerings for MSMS	
students attending college (\$)	25,000,000.00
MSMS graduating seniors who earn	
National Merit or National Achievement	
Semifinalist status (%)	10.00
Average ACT Composite score for	
graduating seniors at MSMS (Number of)	30.00
Average cost per student to attend MSMS (\$)	21,000.00
Average ACT composite score for	
graduating seniors at MS School for the	
Arts (Number of)	23.10
Percentage of MS School for the Arts	
graduating seniors receiving scholarship	
offers (%)	79.00

Early Childhood Education

Early Learning Collaborative Mean Scaled	
Score on the Kindergarten Readiness	
Assessment for Fall (Number of)	435.00
Early Learning Collaborative Mean Scaled	
Score on the Kindergarten Readiness	
Assessment for Spring (Number of)	575.00

Teacher Tng & Professional Dev

Statewide percentage of teachers with alternate route licenses (%)	8.50
Statewide percent of teachers with five or more years of experience (%)	74.00
Statewide percent of teachers with ten or more years of experience (%)	52.10
Statewide average years of experience for full-time teacher (Number of)	11.10
Statewide percentage of teachers with less than three years of experience (%)	20.00
Teachers retained statewide from previous year (Number of)	30,500.00
Teachers retained statewide from previous year (%)	77.50
Elementary Education	
Students Taking the Third Grade Reading Summative Assessment in May (Number of)	36,384.00
3rd graders enrolled in May that took the Third Grade Reading Summative Assessment (%)	99.80
Statewide Mean Scaled Score on the Third Grade Reading Summative Assessment Mississippi Academic Assessment Program (MAAP) English Language Arts (ELA) (Number of)	362.00

Minimum Passing Score on the Third Grade

Reading Summative Assessment

Mississippi Academic Assessment Program

(MAAP) English Language Arts (ELA)

(Number of) 350.00

Students scoring at or above passing
score on the Third Grade Reading

Summative Assessment (Number of) 27,215.00

Students scoring at or above passing
score on the Third Grade Reading

Summative Assessment (%) 74.80

Secondary Education

Statewide Mean ACT Composite Score for

Juniors Testing in March (Number of) 18.50

11th graders taking the ACT in May

(Number of) 35,000.00

11th graders enrolled that took the ACT (%) 96.50

Students enrolled in one or more AP

courses Grades 9 - 12 (Number of) 16,318.00

Students enrolled in one or more AP

courses Grades 9 - 12 (%) 12.20

School Performance

Month 1 Net Membership in schools with
accountability rating of A (%)

19.00

Month 1 Net Membership in schools with a

accountability rating of B (%)	33.00
Month 1 Net Membership in schools with a accountability rating of C (%)	25.00
Month 1 Net Membership in schools with a accountability rating of D (%)	15.00
Month 1 Net Membership in schools with a accountability rating of F (%)	7.00
Month 1 Net Membership in schools without an accountability rating (%)	1.00

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2021.

SECTION 7. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided in this act shall be utilized in the most efficient and effective manner possible to achieve the intended mission of the Mississippi Adequate Education Program. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

	FY2020
<u>Performance Measures</u>	<u>Target</u>
Basic Program	
Number of schools receiving a	

performance classification of C or higher (Number of)	350.00
Number of districts receiving a performance classification of C or higher (Number of)	95.00
Statewide mean ACT composite core for Juniors taking the test in March (Score)	18.70
Increase 4-year graduation rate (%)	84.80

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2021.

SECTION 8. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided in this act shall be utilized in the most efficient and effective manner possible to achieve the intended mission of the School for the Blind and Deaf of the State Department of Education. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

	FY2020
<u>Performance Measures</u>	<u>Target</u>
Instruction	
Graduation rate for visually impaired students (%)	75.00

Students receiving standard & occupational diploma (%)	75.00
Student Services	
Eligible high school students working part-time (%)	10.00
Operation & Maintenance	
Persons served through community sign language classes (Number of)	190.00
Parents served through community sign language classes (Number of)	50.00

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2021.

SECTION 9. No school district shall expend any funds, received under the School Ad Valorem Reduction Grant, unless such school district has specifically identified the amount of the grant within the published budget as required by Section 37-61-9, Mississippi Code of 1972. The published budget shall include the following statement: "Ad Valorem taxes will be \$_____ less as a result of the Ad Valorem Reduction Grants enacted by the Mississippi Legislature in 1992."

SECTION 10. Of the funds appropriated in Section 2, Two Million One Hundred Thousand Dollars (\$2,100,000.00) shall be derived from the Technology in Classroom Fund 3203 for the purpose

of defraying the expenses of the State Department of Education, excluding the expenses of the Vocational and Technical Education Division.

SECTION 11. Of the funds appropriated in Section 2, funds in the amount of One Million Dollars (\$1,000,000.00) shall come from income derived from the principal of the Education Improvement Trust Fund created by Section 206A, Mississippi Constitution of 1890, and One Million Dollars (\$1,000,000.00) shall be used for the School for Math and Science.

SECTION 12. Of the funds appropriated under the provisions of this act, the following positions are authorized for the Vocational and Technical Education Division of the State Department of Education:

AUTHORIZED POSITIONS:

Permanent:	Full Time	50
	Part Time	0
Time-Limited:	Full Time	5
	Part Time	0

With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2021 do not exceed Fiscal Year 2020 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2020 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel

Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2020 appropriations for "Personal Services" when annualized, with the exception of escalated funds and the award of benchmarks. If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2020 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

Funds are provided herein for all full-time employees to receive up to a Three Percent (3%) pay increase to the realignment component of the Variable Compensation Plan, excluding head of agencies, board members and commission members.

Any transfers or escalations shall be made in accordance with the terms, conditions and procedures established by law or allowable under the terms set forth within this act. The State Personnel Board shall not escalate positions without written approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written

approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

No general funds authorized to be expended herein shall be used to replace federal funds and/or other special funds which are being used for salaries authorized under the provisions of this act and which are withdrawn and no longer available.

None of the funds herein appropriated shall be used in violation of Internal Revenue Service's Publication 15-A relating to the reporting of income paid to contract employees, as interpreted by the Office of the State Auditor.

SECTION 13. In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided in this act shall be utilized in the most efficient and effective manner possible to achieve the intended mission of the Vocational and Technical Education Division of the State Department of Education. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

	FY2020
<u>Performance Measures</u>	<u>Target</u>
Secondary Programs	
Increase in students served in CTE (%)	2.00
11th grade students who are college or	
career ready as measured by the ACT (%)	12.00

Students who graduated (%)	83.00
Increase in CTE Student Completers'	
Placement Rate (%)	1.00
Schools with graduation rate less than	
80% (Number of)	65.00
Post-secondary Programs	
Short term adult program classes (Number of)	200.00
CTE student completers (Number of)	3,700.00

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2021.

SECTION 14. Of the funds appropriated in this act, an amount not to exceed Two Hundred Twenty-nine Thousand Six Hundred Eighty-four Dollars (\$229,684.00) is authorized for the support of vocational and technical education programs as authorized in Section 37-31-13, Mississippi Code of 1972, for a period in excess of ten (10) months in a calendar year.

SECTION 15. It is the intention of the Legislature that the Vocational and Technical Education Division of the State Department of Education shall, with the funds appropriated in Section 1, transfer no more than One Hundred Thousand Dollars (\$100,000.00) to the Mississippi Soil and Water Conservation Commission for the purpose of providing matching funds to purchase soil conservation equipment.

SECTION 16. Of the funds appropriated in this act, no more than One Hundred Seventy-five Thousand Dollars (\$175,000.00) is provided for the purpose of supporting the Future Farmers of America Center.

SECTION 17. The State Department of Education shall transfer the designated amounts to the appropriate entities, which shall assume full responsibility for the expenditure of these funds in accordance with state laws and accept all responsibility for any improper expenditure, for the following:

Detention Centers	\$ 900,000.00.
Dubard School	\$ 575,000.00.
Dyslexia Program	\$ 225,000.00.
Jobs for MS Graduates, Inc.	\$ 800,000.00.
Stride	\$ 600,000.00.
Amplify Data Coaching	\$ 800,000.00.
Magnolia Speech School	\$ 550,000.00.
Mississippi Arts Commission - Arts Institute	\$ 40,000.00.
Mississippi Autism	\$ 160,000.00.
Mississippi Symphony	\$ 50,000.00.
New Learning Resource, Inc.	\$ 200,000.00.
Principal Corp	\$ 400,000.00.
Sight Savers	\$ 341,178.00.
Teach for America	\$ 1,800,000.00.
Teacher Corp	\$ 200,000.00.
USM-Autism Program	\$ 40,000.00.

Children's Center for Comm & Develop	\$	574,032.00.
Very Special Arts Program	\$	40,000.00.
Vision Screening Research	\$	225,000.00.
Univ of Miss - Willie Price Lab School	\$	200,000.00.
Algebra Nation	\$	700,000.00.
Save the Children	\$	75,000.00.
Mississippi Construction Education Program	\$	112,500.00.
Microsoft IT Academy	\$	250,000.00.
Jumpstart ACT	\$	150,000.00.
CampusKnot	\$	75,000.00.
Drop-out Prevention Vicksburg - Leader in me	\$	75,000.00.
Mastery Prep	\$	75,000.00.
Total	\$	10,232,710.00.

SECTION 18. Of the funds appropriated in this act, an amount not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000.00) shall be used for technological methods for agricultural programs, computer science, engineering or robotic engineering programs and equipment upgrades and Mississippi Elementary (ME) STEM and STEAM programs from the Career and Technical Education Division of the State Department of Education. All programs must meet Mississippi Science Standards and/or College and Career Standards.

Of the funds appropriated in this Section, an amount not to exceed Sixty Thousand Dollars (\$60,000.00) shall be used for a certification pilot program for agriculture. Of the funds

appropriated in this section, an amount not to exceed Three Hundred Thousand Dollars (\$300,000.00) shall be distributed to the Mississippi State University Center for Cyber Education and used for computer science programs development and teacher training for elementary schools, middle schools, and high schools for the purpose of developing K-12 computer science curricula, including both academic and career and technical education programs, developing and delivering teacher training, and working with the State Board of Education and Institutions of Higher Learning in the state to develop teacher preparation programs for computer science endorsements. All programs must meet the 2018 Mississippi Computer Science Standards and/or Mississippi College and Career Standards.

SECTION 19. Of the funds appropriated in Section 1, the sum of Sixty-two Thousand One Hundred Ninety-one Dollars (\$62,191.00), which is the aggregate sum that the school districts in the Chickasaw Cession receive annually from interest payments from the Chickasaw School Fund under Section 212, Mississippi Constitution of 1890, shall be deducted from the allocations to the school districts as provided in Section 29-3-137, Mississippi Code of 1972, and shall be distributed among the school districts in the Chickasaw Cession by the State Department of Education in the manner that those interest payments were distributed during Fiscal Year 1985.

SECTION 20. Of the funds provided in this act for the purpose of funding the Mississippi Adequate Education Program as determined under Section 37-151-7, Mississippi Code of 1972, the base student cost in Fiscal Year 2020 shall be Five Thousand Six Hundred Eight Dollars and Forty-nine Cents (\$5,608.49).

SECTION 21. Of the funds appropriated under the provisions of this act, the following positions are authorized for the Mississippi School for the Blind and the Mississippi School for the Deaf:

AUTHORIZED POSITIONS:

Permanent:	Full Time	181
	Part Time	18
Time-Limited:	Full Time	1
	Part Time	0

With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2021 do not exceed Fiscal Year 2020 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2020 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to ensure that no single personnel action increases

this projected annual cost and/or the Fiscal Year 2020 appropriations for "Personal Services" when annualized, with the exception of escalated funds and the award of benchmarks. If, at the time the agency takes any action to change "Personal Services," the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this projected annual cost or the Fiscal Year 2020 "Personal Services" appropriated level, when annualized, then only those actions which reduce the projected annual cost and/or the appropriation requirement will be processed by the State Personnel Board until such time as the requirements of this provision are met.

Funds are provided herein for all full-time employees to receive up to a Three Percent (3%) pay increase to the realignment component of the Variable Compensation Plan, excluding head of agencies, board members and commission members.

Any transfers or escalations shall be made in accordance with the terms, conditions and procedures established by law or allowable under the terms set forth within this act. The State Personnel Board shall not escalate positions without written approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

No general funds authorized to be expended herein shall be used to replace federal funds and/or other special funds which are being used for salaries authorized under the provisions of this act and which are withdrawn and no longer available.

None of the funds herein appropriated shall be used in violation of Internal Revenue Service's Publication 15-A relating to the reporting of income paid to contract employees, as interpreted by the Office of the State Auditor.

SECTION 22. With the funds provided in this act, it is the intention of the Legislature that School Attendance Officers and academic teachers at the Mississippi School for the Deaf and the Mississippi School for the Blind shall receive their annual increment.

SECTION 23. It is the intention of the Legislature that the State Board of Education shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated in this act and that those records shall be in the same format and level of detail as maintained for Fiscal Year 2019. It is further the intention of the Legislature that the budget requests for Fiscal Year 2021 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2020 budget request process for each agency and institution appropriated funds within the provisions of this act.

SECTION 24. Of the funds appropriated in Section 1(a) to the State Board of Education, not less than Twenty-three Million Eighty Thousand Dollars (\$23,080,000.00) shall be used for National Board Certification. Of this amount, Six Hundred Thousand Dollars (\$600,000.00) shall be used for the World Class Teacher Program providing instruction and assistance to teachers seeking National Board Certification.

SECTION 25. Of the funds appropriated in Section 1 and Section 4(a) not less than Fifteen Million Fifty-eight Thousand Dollars (\$15,058,000.00) shall be used for the Educable Child Program. It is the intention of the Legislature that the State Board of Education shall allocate funding for the Educable Child Program based upon a recalculated formula in a manner to include only those billable days funded through appropriation of state funds and not District funds. It is the intent of the Legislature that the Educable Child funds shall be exempt from budget cuts made to the Department of Education by the Legislature and/or the Office of the Governor.

SECTION 26. Of the funds appropriated in Section 1(a) and Section 4(a), not less than Three Million Dollars (\$3,000,000.00) shall be used for the Education Scholarship Account (ESA) Program. It is the intent of the Legislature that the Education Scholarship Account (ESA) funds shall not be reduced by the State Department of Education and/or the Office of the Governor.

SECTION 27. The public school districts of the state are authorized at their discretion to pay with local funds one hundred percent (100%) of the cost of the health insurance premiums of the State and School Employees Health Insurance Plan for all retired members of the Public Employees' Retirement System who are employed as school bus drivers by the school districts. It is the intention of the Legislature that no state funds shall be used for this purpose.

SECTION 28. It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the purchase of commodities or equipment, and whenever all things stated in those received bids are equal with respect to price, quality and service, the Mississippi Industries for the Blind shall be given preference. A similar preference shall be given to the Mississippi Industries for the Blind whenever purchases are made without competitive bids.

SECTION 29. Of the funds appropriated in Section 1, not less than Six Million Three Hundred Twenty-one Thousand Nine Hundred Twenty-seven Dollars (\$6,321,927.00) shall be used for the Compulsory School Attendance Office and School Attendance Officers.

SECTION 30. Of the funds appropriated in this act, it is the intention of the Legislature that Three Million Sixty Thousand Dollars (\$3,060,000.00) shall be used for the Mary Kirkpatrick-Mary Sprayberry Public School Nurse Program. The

amount of Three Million Sixty Thousand Dollars (\$3,060,000.00) is provided from the Department of Health.

SECTION 31. The State Department of Education shall contract with a Certified Public Accountant to calculate components of the Mississippi Adequate Education Program to include the base student cost, school district allocations, total program cost, add-on programs, and any other required components of Section 37-151-7, Mississippi Code of 1972. The contractor shall be responsible for calculating the estimates of these components due to the Legislative Budget Office and the Governor by August 1 and the final estimates due to the Legislative Budget Office and the Governor no later than January 2. A report detailing the funding of this contract shall be submitted by the State Department of Education to the Legislature no later than January 30, 2020.

SECTION 32. Of the funds appropriated in this act, it is the intention of the Legislature that Twenty Million Dollars (\$20,000,000.00) from the Public School Building Fund shall be used for the Mississippi Adequate Education Program.

SECTION 33. It is the intention of the Legislature that the State Board of Education shall charge a fee for room and board for students who enroll in the Mississippi School for Mathematics and Science and the Mississippi School of Arts. Such fees will be waived for any student enrolled in the State Children's Health Insurance Program. The amount of such fees shall be Five Hundred Dollars (\$500.00) for each semester.

SECTION 34. It is the intent of the Legislature that each eligible employee who meets the National Board requirements under Section 37-19-7(2), Mississippi Code of 1972, shall be paid the full supplement and that such supplement shall be included on a prorated basis in the employee's monthly paycheck.

SECTION 35. It is the intention of the Legislature that the Mississippi Department of Education may loan any general or special source fund amount, not to exceed Five Million Dollars (\$5,000,000.00), to any school district for the purpose of providing funds to school districts through the Emergency Assistance Fund as outlined in Section 37-17-6, Mississippi Code of 1972, during the period beginning July 1, 2019, and ending June 30, 2020. The school districts receiving these loans shall repay the Mississippi Department of Education the amount of the loan on or before June 30, 2020.

SECTION 36. Of the funds appropriated in Section 1(a), Twenty-four Million Nine Hundred Ninety-two Thousand Two Hundred One Dollars (\$24,992,201.00) shall be used for the School Recognition Program authorized by Section 37-19-10, Mississippi Code of 1972.

SECTION 37. Of the funds appropriated in Section 1(a), Seven Hundred Thousand Dollars (\$700,000.00) shall be transferred to the Board of Health no later than December 31, 2019.

SECTION 38. Any school district receiving funds through Save the Children and Stride may provide a ten percent (10%) match from local funds for implementation of the program.

SECTION 39. Of the funds appropriated in Section 1(a), Two Million Dollars (\$2,000,000.00) is provided for the Mississippi Community Oriented Policing Services in Schools (MCOPS) grant program. A portion of these funds not to exceed three percent (3%) may be used for training and administrative costs related to oversight and auditing of the program.

SECTION 40. Of the funds appropriated in Section 1(a), Six Million Six Hundred Ninety-nine Thousand Five Hundred Seventeen Dollars (\$6,699,517.00) is provided for an Early Childhood Education Initiative program. Of the funds provided herein, it is the intention of the Legislature that no new funds may be expended to defray the costs of any pre-kindergarten program that has not been determined by the Joint Legislative Committee on Performance Evaluation and Expenditure Review to be evidence-based or research-based programs as those terms are defined by Section 27-103-159(1), Mississippi Code of 1972.

SECTION 41. Of the funds appropriated in Section 1(a) and Section 4(a), Fifteen Million Ninety-four Thousand Five Hundred Dollars (\$15,094,500.00) shall be used for the Literacy Initiative and Assessment. Of the funds appropriated in Section 1(a), Ninety-four Thousand Five Hundred Dollars (\$94,500.00) shall be

used for the Mississippi Center for Excellence in Literacy Instruction.

SECTION 42. Of the funds appropriated herein, funding is provided for the ACT test, which is the college readiness portion of the state accountability model.

SECTION 43. Of the funds appropriated in Section 1(a), Two Million Five Hundred Eighty-four Thousand Four Hundred Eleven Dollars (\$2,584,411.00) shall be used for the Mississippi School of the Arts and Three Million Seven Hundred Twenty-seven Thousand Four Hundred Seventy Dollars (\$3,727,470.00) shall be used for the Mississippi School for Mathematics and Science. It is the intention of the Legislature that the State Board of Education shall not reduce the appropriated amounts provided in this Act for the Mississippi School of the Arts and the Mississippi School for Mathematics and Science.

SECTION 44. Of the funds appropriated in Section 1(b) and Section 2(b), contingent upon the passage SB 2447, 2019 Regular Session, Five Hundred Thousand Dollars (\$500,000.00) is provided for career and technical grants to schools for qualified students.

SECTION 45. Of the funds appropriated in Section 2(a), One Million Dollars (\$1,000,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the State Treasurer, for courses, curriculum and training and

exam costs including Advanced Placement, dual credit, International Baccalaureate, Cambridge, diploma endorsements (career and technical, academic and distinguished academic) and WorkKeys.

SECTION 46. Of the funds appropriated in Section 2(a), Five Hundred Thousand Dollars (\$500,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the State Treasurer, for the Mississippi Student Information System (MSIS).

SECTION 47. Of the funds appropriated in Section 1(a), an amount not to exceed Fifty-eight Million Four Hundred Forty-two Thousand Seven Hundred Forty-three Dollars (\$58,442,743.00) shall be allocated for the purpose of providing funds to each public school district in the state for an annual salary increase of One Thousand Five Hundred Dollars (\$1,500.00) as prescribed in the Minimum Salary Schedule in Senate Bill 2770, 2019 Regular Session, for each state funded certified teacher, teacher assistant, reading and librarian aide, counselor and librarian, excluding non-instructional personnel and administrators, for the 2019-2020 school year, and school years thereafter.

SECTION 48. The following sum, or so much thereof as may be necessary, is hereby reappropriated out of any money in the State General Fund not otherwise appropriated, for the State Department

of Education for the purpose of reauthorizing the expenditure of State General Funds, as authorized in HB 1592, 2018 Regular Session to provide additional funding for general education purposes for the fiscal year beginning July 1, 2019 and ending June 30, 2020 \$ 3,000,000.00.

SECTION 49. The money appropriated in this act shall be paid by the State Treasurer out of any money in the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers in the manner provided by law.


SECTION 50. It is the intent of the Legislature that each eligible professional school counselor employee who meets the year of teaching experience requirements under Section 37-151-5(m), Mississippi Code of 1972, shall be considered having a year of experience for purposes of the annual experience salary increment.

SECTION 51. This act shall take effect and be in force from and after July 1, 2019.

PASSED BY THE HOUSE OF REPRESENTATIVES
March 28, 2019


SPEAKER OF THE HOUSE OF REPRESENTATIVES

PASSED BY THE SENATE
March 28, 2019


PRESIDENT OF THE SENATE

APPROVED BY THE GOVERNOR


GOVERNOR

April 16, 2019 10:55 AM